



Attorney Docket No. 20429/9-C

2611  
Box 500  
#7  
8-2  
08.08.03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Seth Haberman, et al.

Confirmation No.: 5373

APPL. NO.: 09/841,465

Group Art Unit: 2611

FILED: April 24, 2001

Examiner: A. Faile

FOR: *SYSTEM AND METHOD FOR SIMULTANEOUS BROADCAST FOR  
PERSONALIZED MESSAGES*

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CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on:

By: June E. Kaps

June E. Kaps

Date July 23, 2003

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
SUBMITTING REFERENCES ON COMPACT DISC**

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

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I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

II. COPIES

- a.   X        **Submitted herewith on Compact Disc is a legible copy of (i) each U.S and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.**

III. CONCISE EXPLANATION OF THE RELEVANCE

(check at least one box)

- a.   X        Except as may be indicated below in (b), **all of the patents, publications or other information are in the English language** or were cited in an English language Search Report, a copy of which is attached hereto **(concise explanation not required).**
- b.             A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c.             The following additional information is provided for the Examiner's consideration:

**FEES**

IV. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b)

(check one box)

- a. ☐ within three months of the filing date of a national application (37 C.F.R. § 1.97(b) (1)). No fee or certification is required.
- b. ☐ within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b) (2)). No fee or certification is required.
- c. ☒ **before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b) (3)). No fee or certification is required.** In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e)below, or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

V. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c):

(check one box)

before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c) (1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c) (2)).

- a. ☐ No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. . § 1.17(p).
- or
- b. ☐ See the certification below. No fee is required.

VI. CERTIFICATION UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby certifies that

- a.        each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- b.        no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.
- c.        Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

       Please charge Deposit Account No. 500369 in the amount of \$180.00 for the above-indicated fee. A triplicate copy of this paper is attached.

  X   No fee is required.

VII. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.704(d) (PATENT TERM  
ADJUSTMENT)

Applies to original applications (other than design) filed on or after May 29, 2000

- a. ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- b. ☒ Enclosed herewith is form PTO-1449.
- c. ☒ Copies of cited references are enclosed on a Compact Disc.
- d. ☐ The listed references were cited in the enclosed International Search Report in a counterpart foreign application.

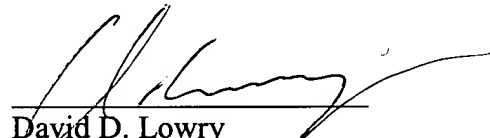
Application No. 09/841,465  
Filed: April 24, 2001  
Group Art Unit: 2611

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition, if necessary) and charge the appropriate fee to Deposit Account No. 500369.

Respectfully submitted,

Date:

1/23/03



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|---|--|----------------------------|-------------|--|--------------|---------------------------------|----------------------------------|
| <b>FORM PTO-1449</b><br><b>INFORMATION DISCLOSURE STATEMENT</b>               |  |                            |             | <b>ATTY DOCKET NO.</b><br>20429/9-C        |              | <b>SERIAL NO.</b><br>09/841,465 |                                  |
|   |  |                            |             | <b>APPLICANT(S):</b> Seth Haberman, et al. |              |                                 |                                  |
|   |  |                            |             | <b>FILING DATE:</b><br>April 24, 2001      |              | <b>ART UNIT:</b><br>2611        |                                  |
| <b>UNITED STATES PATENT DOCUMENTS</b>   |  |                            |             |  |              |                                 |                                  |
| <b>EXAM.<br/>INITIAL</b>  |  | <b>DOCUMENT<br/>NUMBER</b> | <b>DATE</b> | <b>INVENTOR</b>                            | <b>CLASS</b> | <b>SUB<br/>CLASS</b>            | <b>FIL.<br/>DATE IF<br/>APPR</b> |
|   |  | RE-34,340                  | 8/1993      | Freeman                                    | 358          | 86                              |                                  |
|   |  | 2002/0095676               | 7/2002      | Knee et al.                                | 725          | 46                              |                                  |
|   |  | 2002/0092017               | 7/2002      | Klosterman et al.                          | 725          | 35                              |                                  |
|   |  | 3,366,731                  | 1/1968      | Wallerstein                                | 358          | 86                              |                                  |
|   |  | 3,639,686                  | 2/1972      | Walker et al.                              | 455          | 4.1                             |                                  |
|   |  | 4,331,974                  | 5/1982      | Cogswell et al.                            | 358          | 86                              |                                  |
|   |  | 4,475,123                  | 10/1984     | Dumbauld et al.                            | 358          | 86                              |                                  |
|   |  | 4,573,072                  | 2/1986      | Freeman                                    | 358          | 86                              |                                  |
|   |  | 4,602,279                  | 7/1986      | Freeman                                    | 358          | 86                              |                                  |
|   |  | 4,625,235                  | 11/1986     | Watson                                     | 358          | 86                              |                                  |
|   |  | 4,638,359                  | 1/1987      | Watson                                     | 358          | 142                             |                                  |
|   |  | 4,703,423                  | 10/1987     | Bado et al.                                | 395          | 201                             |                                  |
|   |  | 4,716,410                  | 12/1987     | Nozaki                                     | 358          | 86                              |                                  |
|   |  | 4,789,235                  | 12/1988     | Borah et al.                               | 351          | 246                             |                                  |
|   |  | 4,847,698                  | 7/1989      | Freeman                                    | 358          | 343                             |                                  |
| <b>FOREIGN PATENT DOCUMENTS</b>   |  |                            |             |  |              |                                 |                                  |
|   |  | <b>DOCUMENT<br/>NUMBER</b> | <b>DATE</b> | <b>COUNTRY</b>                             | <b>CLASS</b> | <b>SUB<br/>CLASS</b>            | <b>TRAN<br/>Y/N</b>              |
|   |  |                            |             |  |              |                                 |                                  |
| <b>OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)</b> |  |                            |             |  |              |                                 |                                  |
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| <b>Examiner:</b>  |  |                            |             | <b>Date:</b>                               |              |                                 |                                  |

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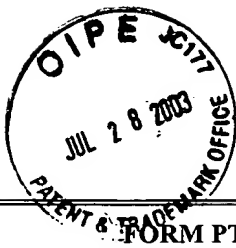


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|   |  | 4,847,699                  | 7/1989      | Freeman                                    | 358          | 343                             |                                  |
|   |  | 4,847,700                  | 7/1989      | Freeman                                    | 358          | 343                             |                                  |
|   |  | 4,850,007                  | 7/1989      | Marino et al.                              | 379          | 67                              |                                  |
|   |  | 4,918,516                  | 4/1990      | Freeman                                    | 358          | 86                              |                                  |
|   |  | 5,099,422                  | 3/1992      | Foresman et al.                            | 358          | 86                              |                                  |
|   |  | 5,105,184                  | 4/1992      | Pirani et al.                              | 345          | 115                             |                                  |
|   |  | 5,155,591                  | 10/1992     | Wachob                                     | 455          | 4.2                             |                                  |
|   |  | 5,173,900                  | 12/1992     | Miller et al.                              | 370          | 110.1                           |                                  |
|   |  | 5,220,501                  | 6/1993      | Lawlor et al.                              | 380          | 24                              |                                  |
|   |  | 5,231,494                  | 7/1993      | Wachob                                     | 358          | 146                             |                                  |
|   |  | 5,260,778                  | 11/1993     | Kauffman et al.                            | 358          | 86                              |                                  |
|   |  | 5,305,195                  | 4/1994      | Murphy                                     | 705          | 1                               |                                  |
|   |  | 5,343,239                  | 8/1994      | Lappington et al.                          | 348          | 12                              |                                  |
|   |  | 5,347,632                  | 9/1994      | Filepp et al.                              | 395          | 200.32                          |                                  |
|   |  | 5,361,393                  | 11/1994     | Rossillo                                   | 395          | 651                             |                                  |
| <b>FOREIGN PATENT DOCUMENTS</b>   |  |                            |             |  |              |                                 |                                  |
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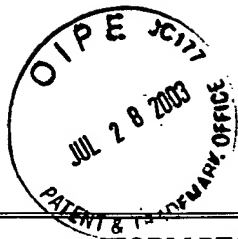


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|   |  | 5,377,354          | 12/1994 | Sennell et al.                      | 395   | 673                      |                         |
|   |  | 5,424,770          | 6/1995  | Schmelzer et al.                    | 348   | 9                        |                         |
|   |  | 5,442,771          | 8/1995  | Filepp et al.                       | 395   | 200.49                   |                         |
|   |  | 5,446,919          | 8/1995  | Wilkins                             | 455   | 6.2                      |                         |
|   |  | 5,448,568          | 9/1995  | Delpuch et al.                      | 372   | 94.2                     |                         |
|   |  | 5,499,046          | 3/1996  | Schiller et al.                     | 348   | 6                        |                         |
|   |  | 5,515,270          | 5/1996  | Weinblatt                           | 395   | 214                      |                         |
|   |  | 5,519,433          | 5/1996  | Lappington et al.                   | 348   | 2                        |                         |
|   |  | 5,526,035          | 6/1996  | Lappington et al.                   | 348   | 13                       |                         |
|   |  | 5,537,141          | 7/1996  | Harper et al.                       | 348   | 12                       |                         |
|   |  | 5,548,532          | 8/1996  | Menand et al.                       | 364   | 514                      |                         |
|   |  | 5,566,353          | 10/1996 | Cho et al.                          | 455   | 2                        |                         |
|   |  | 5,584,025          | 12/1996 | Keithley et al.                     | 707   | 104                      |                         |
| <b>FOREIGN PATENT DOCUMENTS</b>   |  |                    |         |                                     |       |                          |                         |
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|   |  | 5,594,910          | 1/1997  | Filepp et al.                              | 395                             | 800          |                         |
|   |  | 5,617,142          | 4/1997  | Hamilton                                   | 348                             | 405          |                         |
|   |  | 5,632,007          | 5/1997  | Freeman                                    | 395                             | 75           |                         |
|   |  | 5,636,346          | 6/1997  | Saxe                                       | 395                             | 201          |                         |
|   |  | 5,638,113          | 6/1997  | Lappington et al.                          | 348                             | 12           |                         |
|   |  | 5,682,196          | 10/1997 | Freeman                                    | 348                             | 13           |                         |
|   |  | 5,717,923          | 2/1998  | Dedrick                                    | 707                             | 102          |                         |
|   |  | 5,724,091          | 3/1998  | Freeman et al.                             | 348                             | 13           |                         |
|   |  | 5,724,521          | 3/1998  | Dedrick                                    | 705                             | 26           |                         |
|   |  | 5,734,413          | 3/1998  | Lappington et al.                          | 348                             | 12           |                         |
|   |  | 5,740,388          | 4/1998  | Hunt                                       | 395                             | 328          |                         |
|   |  | 5,740,549          | 4/1998  | Reilly et al.                              | 705                             | 14           |                         |
|   |  | 5,761,601          | 6/1998  | Nemirofsky et al.                          | 455                             | 3.1          |                         |
|   |  | 5,764,275          | 6/1998  | Lappington et al.                          | 348                             | 12           |                         |
| <b>FOREIGN PATENT DOCUMENTS</b>   |  |                    |         |  |                                 |              |                         |
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|   |  | 5,768,521                  | 6/1998      | Dedrick                                    | 395          | 200.54                          |                                  |
|   |  | 5,774,664                  | 6/1998      | Hidary et al.                              | 395          | 200.48                          |                                  |
|   |  | 5,784,095                  | 7/1998      | Robbins et al.                             | 348          | 6                               |                                  |
|   |  | 5,784,528                  | 7/1998      | Yamane et al.                              | 386          | 112                             |                                  |
|   |  | 5,796,945                  | 8/1998      | Tarabella                                  | 395          | 200.49                          |                                  |
|   |  | 5,802,314                  | 9/1998      | Tullis et al.                              | 395          | 200.76                          |                                  |
|   |  | 5,825,884                  | 10/1998     | Zdepski et al.                             | 380          | 25                              |                                  |
|   |  | 5,867,208                  | 2/1999      | McLaren                                    | 348          | 13                              |                                  |
|   |  | 5,887,243                  | 3/1999      | Harvey et al.                              | 455          | 3.1                             |                                  |
|   |  | 5,913,031                  | 6/1999      | Blanchard                                  | 395          | 200.34                          |                                  |
|   |  | 5,917,830                  | 6/1999      | Chen et al.                                | 370          | 487                             |                                  |
|   |  | 5,929,850                  | 7/1999      | Broadwin et al.                            | 345          | 327                             |                                  |
|   |  | 5,931,901                  | 8/1999      | Wolfe et al.                               | 709          | 206                             |                                  |
| <b>FOREIGN PATENT DOCUMENTS</b>   |  |                            |             |  |              |                                 |                                  |
|   |  | <b>DOCUMENT<br/>NUMBER</b> | <b>DATE</b> | <b>COUNTRY</b>                             | <b>CLASS</b> | <b>SUB<br/>CLASS</b>            | <b>TRAN<br/>Y/N</b>              |
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|   |  | 5,937,331                  | 8/1999      | Kalluri et al.                             | 455          | 6.1                             |                                  |
|   |  | 5,978,799                  | 11/1999     | Hirsch                                     | 707          | 4                               |                                  |
|   |  | 5,986,692                  | 11/1999     | Logan et al.                               | 348          | 13                              |                                  |
|   |  | 6,018,768                  | 1/2000      | Ullman et al.                              | 709          | 218                             |                                  |
|   |  | 6,026,368                  | 2/2000      | Brown et al.                               | 705          | 14                              |                                  |
|   |  | 6,038,000                  | 3/2000      | Hurst Jr., et al.                          | 348          | 845                             |                                  |
|   |  | 6,038,367                  | 3/2000      | Abecassis                                  | 386          | 46                              |                                  |
|   |  | 6,049,569                  | 4/2000      | Radha et al.                               | 375          | 240                             |                                  |
|   |  | 6,075,551                  | 6/2000      | Berezowski et al.                          | 348          | 9                               |                                  |
|   |  | 6,108,486                  | 8/2000      | Sawabe et al.                              | 386          | 98                              |                                  |
|   |  | 6,137,834                  | 10/2000     | Wine et al.                                | 375          | 240                             |                                  |
|   |  | 6,141,358                  | 10/2000     | Hurst, Jr. et al.                          | 370          | 543                             |                                  |
|   |  | 6,160,570                  | 12/2000     | Sitmik                                     | 348          | 1                               |                                  |
|   |  | 6,304,853                  | 10/2001     | Lonctaux                                   | 705          | 14                              |                                  |
|   |  | 6,343,287                  | 1/2002      | Kumar et al.                               | 707          | 4                               |                                  |
| <b>FOREIGN PATENT DOCUMENTS</b>   |  |                            |             |  |              |                                 |                                  |
|   |  | <b>DOCUMENT<br/>NUMBER</b> | <b>DATE</b> | <b>COUNTRY</b>                             | <b>CLASS</b> | <b>SUB<br/>CLASS</b>            | <b>TRAN<br/>Y/N</b>              |
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| <b>OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)</b> |  |                            |             |  |              |                                 |                                  |
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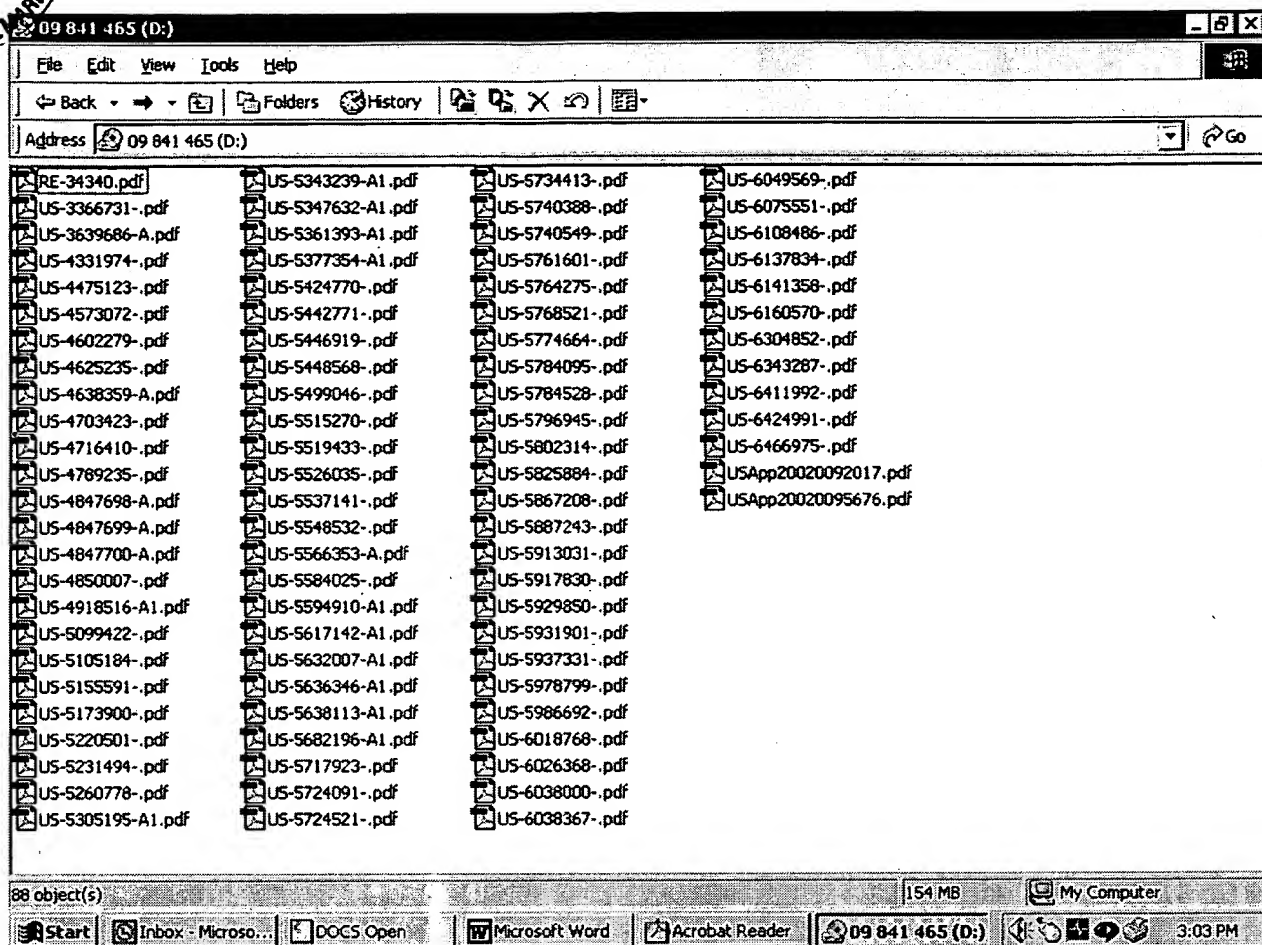


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|   |  |                            |             |  |              |                                 |                                  |
|---|--|----------------------------|-------------|--|--------------|---------------------------------|----------------------------------|
| <b>FORM PTO-1449</b><br><b>INFORMATION DISCLOSURE STATEMENT</b>               |  |                            |             | <b>ATTY DOCKET NO.</b><br>20429/9-C        |              | <b>SERIAL NO.</b><br>09/841,465 |                                  |
|   |  |                            |             | <b>APPLICANT(S):</b> Seth Haberman, et al. |              |                                 |                                  |
|   |  |                            |             | <b>FILING DATE:</b><br>April 24, 2001      |              | <b>ART UNIT:</b><br>2611        |                                  |
| <b>UNITED STATES PATENT DOCUMENTS</b>   |  |                            |             |  |              |                                 |                                  |
| <b>EXAM.<br/>INITIAL</b>  |  | <b>DOCUMENT<br/>NUMBER</b> | <b>DATE</b> | <b>INVENTOR</b>                            | <b>CLASS</b> | <b>SUB<br/>CLASS</b>            | <b>FIL.<br/>DATE IF<br/>APPR</b> |
|   |  | 6,411,992                  | 6/2002      | Srinivasan                                 | 709          | 218                             |                                  |
|   |  | 6,424,991                  | 6/2002      | Gish                                       | 709          | 203                             | 7/1996                           |
|   |  | 6,466,975                  | 10/2002     | Sterling                                   | 709          | 223                             | 1/2000                           |
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| <b>FOREIGN PATENT DOCUMENTS</b>   |  |                            |             |  |              |                                 |                                  |
|   |  | <b>DOCUMENT<br/>NUMBER</b> | <b>DATE</b> | <b>COUNTRY</b>                             | <b>CLASS</b> | <b>SUB<br/>CLASS</b>            | <b>TRAN<br/>Y/N</b>              |
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| <b>OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)</b> |  |                            |             |  |              |                                 |                                  |
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